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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/586,008	07/12/2006	Jens Garner	442-258 PCT/US	9313

7590 06/01/2009

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EXAMINER	
FOX, JOHN C	
ART UNIT	PAPER NUMBER
3753	

MAIL DATE	DELIVERY MODE
06/01/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Applicant's summary of the interview is generally agreed with, except Applicant did not point out the logical flaw of stating that the EPO Examiner's assessment was agreed with. It should have been stated that the original assessment of the EPO Examiner was agreed with. Additionally, it is believed that the Examiner expressed the opinion that the EPO Examiner's thinking was not of record.

It is noted that no English language translation of the PCT case is of record.

Applicant continually refers to DE '179. It is noted that no direct English language translation of DE '179 is of record. The Examiner refers to US 6,169,338 which is presumed to be an accurate translation of its priority document, DE '179.

Applicant argues that monitoring the different modules of DE '179 would not require the control system to be able to differentiate between the different modules. The Examiner has no idea if this is true because he does not read German. If one relies on US '338, instead, it can be seen that module 11 is a switching valve and module 12 is a pressure regulator. As explained in the reference, see column 4, lines 15-24, switching valves provide on/off control of flow and pressure regulators modulate flow. How could the control system of US '338 work if it couldn't differentiate between sending an on/off command and a modulate command?

Applicant further argues that the control system of DE '179 simply monitors the modules. Again, the Examiner does not read German and cannot say whether that is true or not. But US '338 states at column 3, lines 23-25, for example, that the central unit controls actuators for valves, heating means, pressure, or flow controllers by way of the bus system.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to John Fox whose telephone number is 571-272-4912. The examiner can normally be reached on Monday-Saturday from 10am-6pm (Hoteling Program).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gregory Huson can be reached on 571-272-4887. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/John Fox/
Primary Examiner
Art Unit 3753